

Applicants: Michael R. Hale et al.
Application No.: 10/626,356

REMARKS

The Response

The Restriction Requirement

The Examiner has required restriction to one of the following inventions under 35 U.S.C. §121:

- I. Claims 1-13 and 18-22, drawn to variously classified products; and
- II. Claims 23 and 27-41, drawn to methods of use for the products of Group

I.

Applicants elect Group I without traverse. Applicants note that claims 23 and 27-41 are drawn to methods of using the compounds recited in Group I. Thus, applicants request that the claims of Group II be rejoined with those of Group I when those claims are indicated as allowable.

The Examiner has further required an election of a single compound, including an exact definition of each substitution on the base molecule wherein a single member at each substituent group or moiety is selected.

Applicants elect compound IIA-141. In accordance with the Examiner's requirement, applicants specify that for compound IIA-141, Ht is pyrrol-3-yl, A is N, B is O, R¹ is R⁵ and R⁵ is H, R³ is R and R is H, T is a valence bond, R² is phenyl substituted with two R⁸, wherein both R⁸ substituents are halogen (one is chloro and one is fluoro), Q is -C(O)- and R⁴ is N(R⁶)₂, wherein the two R⁶ are R⁵, which in turn are both aliphatic groups that are taken with the N to which they are attached to form a heterocyclic ring.

Applicants reserve their right to traverse the restriction requirement until the examiner has provide a genus in the first Office Action.

This election is made expressly without waiver of applicants' rights to continue to prosecute and to obtain claims to the non-elected subject matter either in this application or in other applications claiming benefit herefrom.


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Conclusion

Applicants allow the claims to pass to issue. Should the Examiner deem expedient a telephone discussion to further the prosecution of the above application, applicants request that the Examiner contact the undersigned at his convenience.

Respectfully submitted,



Karen E. Brown
Reg. No. 43,866
Attorney/Agent for Applicants
c/o Vertex Pharmaceuticals Incorporated
130 Waverly Street
Cambridge, Massachusetts 02139
Tel: (617) 444-6168
Fax: (617) 444-6483